

Jan-15-1980

FILE:

Minutes File

DESCRIPTION:

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, JANUARY 15, 1980
AT 8:30 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING: The meeting was called to order by Mayor Wilson at 8:34 a.m. The meeting was recessed by Mayor Wilson at 9:37 a.m. The meeting was reconvened by Mayor Wilson at 10:48 a.m. with Councilmember Lowery not present. The meeting was recessed by Chairperson Stirling at 11:42 a.m. to reconvene at 2:00 p.m. Meeting reconvened at 2:27 p.m. by Mayor Wilson with Councilmembers Lowery and Killea not present. A recess was called by Chairman Williams at 3:39 p.m. Meeting reconvened at 4:16 p.m. by Chairperson Williams with Mayor Wilson, Councilmembers Cleator, Lowery, and Stirling not present. The meeting was recessed by Mayor Wilson at 4:38 p.m.

ATTENDANCE DURING THE MEETING:

(M) Mayor Wilson-present.

(1) Councilmember Mitchell-present.

(2) Councilmember Cleator-present.

(3) Councilmember Lowery-excused by R-250978 (participating in Govt. Study Mission in Israel).

(4) Councilmember Williams-present.

(5) Councilmember Schnaubelt-present.

(6) Councilmember Gotch-present.

(7) Councilmember Stirling-present.

(8) Councilmember Killea-present.

Clerk-Abdelnour

Jan-15-1980 ITEM-300:

FILE: Minutes File

DESCRIPTION:

Clerk Abdelnour called the roll:

Mayor Wilson-present.

Councilmember Mitchell-present.

Councilmember Cleator-present.

Councilmember Lowery-not present.

Councilmember Williams-present.

Councilmember Schnaubelt-present.

Councilmember Gotch-present.
Councilmember Stirling-present.
Councilmember Killea-present.

Jan-15-1980 ITEM-330:

FILE:

ZONE 1/15/80 O-15170

DESCRIPTION:

Matter of REZONING a portion of LOT 4, EX-MISSION LANDS OF SAN DIEGO, MAP-283 (approximately 26,365 square feet), located on the southeast side of Home Avenue between I-805 and Fairmount Avenue, in the Mid-City Development Plan area, from ZONE R-1-5 to ZONE CA. (DISTRICT-3.) (CASE-27-79-1) (Planning Department recommended APPROVAL of CA Zoning; no opposition. Planning Commission voted 7-0 to APPROVE CA Zoning subject to the recordation of a final subdivision map or maps within two years.)

Today's action is:

Subitem-A: (R-80-1129)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-79-07-54 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council; and

Subitem-B: (O-80-190)

INTRODUCTION of an ORDINANCE for CA Zoning.

COUNCIL ACTION:

(Tape location: 050 - 052.)

Subitem-A adopted as Resolution R-250981.

Subitem-B introduced, to be adopted January 28, 1980.

Hearing began at 10:48 a.m. Hearing halted at 10:51 a.m.

Killea out 10:50 a.m.

MOTION BY STIRLING TO CLOSE THE HEARING, ADOPT (a), AND INTRODUCE (b).

Second

by Cleator. Passed by the following vote: Mitchell-yea.

Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea.

Stirling-yea. Killea-not present. Mayor Wilson-yea.

Jan-15-1980 ITEM-331:

FILE:

ZONE 1/15/80 O-15172

DESCRIPTION:

Matter of REZONING a portion of QUARTER SECTION 78, RANCHO DE LA NACION, MAP-166 (approximately 7 acres), located north of Paradise Valley Road and west of the northerly extension of Woodman Street, in the South Bay Terraces Community Plan area, from ZONE R-1-40 (portion in HR) to ZONE R-1-5. (DISTRICT-4.) (Case-32-79-8) (Planning Department recommended APPROVAL of R-1-5 Zoning; no opposition. Planning Commission voted 7-0 to APPROVE R-1-5 Zoning subject to the recordation of a final subdivision map or maps within two years.)

Today's action is:

Subitem-A: (R-80-1131)

Adoption of a RESOLUTION certifying that the information contained in SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT EIR-76-09-49S10 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said supplemental report has been reviewed and considered by the Council;

Subitem-B: (O-80-192)

INTRODUCTION of an ORDINANCE for R-1-5 Zoning; and

Subitem-C: (R-80-)

Adoption of a RESOLUTION containing appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT

EIR-76-09-49S10.

NOTE: The project proponent must furnish Council with the proposed findings in keeping with Section 21081 of the California Public Resources Code.

COUNCIL ACTION:

(Tape location: 052 - 054).

Subitem-A adopted as Resolution R-250982.

Subitem-B introduced, to be adopted January 28, 1980.

Subitem-C adopted as Resolution R-250983.

Hearing began at 10:51 a.m. Hearing halted at 10:53 a.m.

MOTION BY WILLIAMS TO CLOSE THE HEARING, ADOPT (a) AND (c), AND INTRODUCE (b).

Second by Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea.

Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea.

Killea-not present. Mayor Wilson-yea.

Jan-15-1980 ITEM-332:

FILE:

PERM CCP-13, SUBD San Carlos Unit No.10 Lot 728

DESCRIPTION:

(R-80-) APPEAL of CHARMELE BOLSTER from the decision of the PLANNING COMMISSION in APPROVING CONDOMINIUM CONVERSION PERMIT CCP-13, which proposes

the conversion of existing apartment units (CASA DORADA) to condominiums. The subject property is located on the east side of Lake Murray Boulevard between Lake Arrowhead Drive and Lynnhaven Lane, in the R-3 ZONE and within the boundaries of the Navajo Community Plan, and is more particularly described as LOT 728, SAN CARLOS UNIT NO. 10. (DISTRICT-7.) (CCP-13) (Planning Department recommended APPROVAL of the permit; was opposition. Planning Commission voted 7-0 to APPROVE the permit.)

NOTE: The Environmental Quality Division has stated this project is exempt from CEQA review.

COUNCIL ACTION:

(Tape location: 054 - 103).

Adopted as Resolution R-250984

Hearing began at 10:53 a.m.

Hearing halted at 11:41 a.m.

Killea in 10:59 a.m.

Killea out 11:10 a.m.

Killea in 11:30 a.m.

Williams out 11:30 a.m.

Williams in 11:35 a.m.

Williams out 11:39 a.m.

Wilson out 11:40 a.m.

Testimony in favor by Dorothy Seitz, E. Royler, and Charmel Bolster.

Testimony in opposition by Steve Wong and Joe Smith.

MOTION BY STIRLING TO UPHOLD THE APPEAL AND DENY THE PERMIT. Second by

Mitchell. Passed by the following vote: Mitchell-yea. Cleator-nay.

Lowery-not present. Williams-yea. Schnaubelt-nay. Gotch-yea. Stirling-yea.

Killea-yea. Mayor Wilson-nay.

Jan-15-1980 ITEM-333:

FILE:

PERM CCP-15

DESCRIPTION:

(R-80-) APPEAL of PAULINE D. PARR from the decision of the PLANNING COMMISSION in APPROVING CONDOMINIUM CONVERSION PERMIT CCP-15, which proposes

the conversion of existing apartment units (RIVIERA DE VILLE) to condominiums. The subject property is located on the southeast corner of Armstrong Street and Armstrong Place in the R-3 ZONE and within the boundaries of the Clairemont Mesa Community Plan, and is more particularly described as LOTS 72 through 74, PUEBLO VISTA UNIT NO. 2, MAP-5470. (DISTRICT-5.) (CCP-15) (Planning Department recommended APPROVAL of the permit; was opposition. Planning Commission voted 7-0 to APPROVE the permit.)

Today's action is adoption of a RESOLUTION granting the appeal and denying the permit, or denying the appeal and granting the permit with appropriate findings to support Council action.

NOTE: The Environmental Quality Division has stated this project is exempt from CEQA review.

COUNCIL ACTION:

(Tape location: 006).

Continued to February 12, 1980.

MOTION BY STIRLING TO CONTINUE TO FEBRUARY 12, 1980, TO ALLOW TIME FOR PLANNING DEPARTMENT TO COMPLETE VACANCY SURVEY. Second by Mitchell.

Passed

by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present.

Williams-yea. Schnaubelt-nay. Gotch-yea. Stirling-yea. Killea-yea. Mayor

Wilson-yea.

Jan-15-1980 ITEM-334:

FILE:

STRT K-0109

DESCRIPTION:

(R-80-620) (Continued from the Meetings of December 4 and 11, 1979 at the Engineering & Development Department's request.) Establishing an UNDERGROUND UTILITY DISTRICT to be known and denominated as the LAUREL STREET (Columbia Street to First Avenue) and STATE STREET (Juniper Street to Maple Street) UNDERGROUND UTILITY DISTRICT. (Middletown Community Area. DISTRICT 8.)

COUNCIL ACTION:

(Tape location: 011).

Adopted as Resolution R-250986.

MOTION BY KILLEA TO CLOSE THE HEARING AND ADOPT. Second by Mitchell.

Passed

by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present.

Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor

Wilson-yea.

Jan-15-1980 ITEM-335:

FILE:

DESCRIPTION:

Two Resolutions relative to PAVING and otherwise improving the ALLEY in BLOCK 29, NORMAL HEIGHTS - on Resolution of Intention No. R-250670: (1911 Street Improvement Act.)

Today's action is:

Subitem-A: (R-80-)

Adoption of a RESOLUTION of FEASIBILITY; and

Subitem-B: (R-80-807)

Adoption of a RESOLUTION ORDERING WORK and directing NOTICE INVITING BIDS. (North Park Community Area. DISTRICT-3.)

COUNCIL ACTION:

(Tape location: 007).

Returned to City Manager.

Hearing began 2:33 p.m. and halted 2:36 p.m.

MOTION BY MITCHELL TO RETURN TO THE CITY MANAGER AT HIS REQUEST FOR FURTHER

REVIEW OF THE ASSESSMENT. Second by Killea. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea.

Schnaubelt-

yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Jan-15-1980 ITEM-336:

FILE:

PERM CUP-570-PC

DESCRIPTION:

APPLICATION of WILLIS ALLEN, MESA PARTNERS, ELIZABETH PARKS, CAROLYN LEMM, SAN

DIEGO CEMETERY ASSOC. and GLENN DEAN, owners, and AERO WORLD, permittee, for permission, to amend CONDITIONAL USE PERMIT CUP-570-PC to construct and

operate a landing strip and air show for a themed amusement park (Aero World)

on a 342 acre site in the A-1-10 (portion in HR) ZONE. The property is

located north of Carroll Canyon Road and approximately one mile east of I-805

and is more particularly described as a portion of SECTION 4, TOWNSHIP 15

SOUTH, RANGE 3 WEST, S.B.B.M. and a portion of SECTION 33, TOWNSHIP 14 SOUTH,

RANGE 3 WEST, S.B.B.M. (DISTRICT-1.) (CUP-570-PC/AMEND-1)

(Planning Department

recommended APPROVAL of the original permit which included the landing strip

and air show; was opposition. Planning Commission voted 6-0 to APPROVE the

original permit. On July 24, 1979, the Council voted 5-2 to APPROVE the

permit with the proviso that no air show be conducted, nor landing strip be

constructed until further review of the air space problem.)

Today's action is:

Subitem-A: (R-80-)

Adoption of a RESOLUTION granting or denying the application and the amendment to the permit with appropriate findings to support Council action; and

Subitem-B: (R-80-)

Adoption of a RESOLUTION containing appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with ENVIRONMENTAL IMPACT REPORT EIR-79-01-39.

NOTE: Environmental Impact Report EIR-79-01-39 was reviewed and considered by the Council on July 24, 1979, Resolution No. R-224084. The proponent must furnish Council with the proposed findings in keeping with Section 21081 of the California Public Resources Code.

For

Subitem-b, the appropriate findings of mitigation, feasibility or project alternatives were reviewed and considered by the Council as previously submitted in conjunction with Environmental Impact Report EIR-79-01-39 on July 24, 1979, Resolution No. R-224086.

COUNCIL ACTION:

(Tape location: 013 - 073.)

Subitem-A adopted as Resolution R-250987.

Subitem-B not applicable.

Hearing began 2:39 p.m. and halted 3:39 p.m. Mayor Wilson out 2:40 p.m.

Testimony in opposition by Captain R.D. Donnelly. Testimony by Charles Stafford.

MOTION BY MITCHELL TO CLOSE THE HEARING AND ADOPT RESOLUTION GRANTING THE APPLICATION AND THE AMENDMENT TO THE PERMIT WITH APPROPRIATE FINDINGS TO

SUPPORT COUNCIL ACTION. Second by Gotch. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea.

Schnaubelt-

nay. Gotch-yea. Stirling-nay. Killea-yea. Mayor Wilson-not present.

Jan-15-1980 ITEM-337:

FILE:

ZONE 1/15/80 O-15171

DESCRIPTION:

Matter of REZONING portions of LOTS 1033 through 1038, BAY TERRACES UNIT NO.

15, MAP-7765; LOTS 1051 and 1052, BAY TERRACES UNIT NO. 18, MAP-7768 and

portions of QUARTER SECTIONS 28, 29, 50 and 51, RANCHO DE LA NACION, MAP-166

(approximately 18.2 acres), located on the east side of Briarwood Road between the South Bay Freeway and Paradise Valley Road, in the South Bay Terraces Community Plan area, from ZONE R-2A (portions in HR) to ZONE R-1-5. (DISTRICT-4.) (CASE-32-79-5) (Planning Department recommended APPROVAL of R-1-5 Zoning; no opposition. Planning Commission voted 6-0 to APPROVE R-1-5 Zoning subject to the recordation of a final subdivision map or maps within two years.)
Today's action is:

Subitem-A: (R-80-1130)

Adoption of a RESOLUTION certifying that the information contained in SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT EIR-76-09-49S11 has been completed in guidelines, and that said supplemental report has been reviewed and considered by the Council;

Subitem-B: (O-80-191)

INTRODUCTION of an ORDINANCE for R-1-5 Zoning; and

Subitem-C: (R-80-)

Adoption of a RESOLUTION containing appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT EIR-76-09-49S11.

NOTE: The project proponent must furnish Council with the proposed findings in keeping with Section 21081 of the California Public Resources Code.

COUNCIL ACTION:

(Tape location: 075 - 078).

Subitem-A adopted as Resolution R-250989.

Subitem-B introduced, to be adopted January 28, 1980.

Subitem-C adopted as Resolution R-250990.

MOTION BY KILLEA TO CLOSE THE HEARING; ADOPT SUBITEM A; INTRODUCE ORDINANCE

FOR R-1-5 ZONING; AND ADOPT SUBITEM C. Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-not present. Lowery-not present.

Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-not present. Killea-yea.

Mayor Wilson-not present.

Jan-15-1980 ITEM-338:

FILE:

PERM CCP-16

DESCRIPTION:

(R-80-) APPEALS of JOSEPHINE and DONALD B. CURTIS et al, from the decision of the PLANNING COMMISSION in GRANTING CONDOMINIUM CONVERSION PERMIT CCP-16,

which proposes the conversion of existing apartment units (VILLA WEST) to condominiums. The subject property is located on the north side of Beadnell Way between Cannington Drive and Charger Boulevard, in the R-3 ZONE and within the boundaries of the Clairemont Mesa Community Plan, and is more particularly described as LOTS 1 through 4, BALBOA TOWNHOUSES RESUBDIVISION NO. 1, MAP-5622. (DISTRICT-5.) (CCP-16) (Planning Department recommended APPROVAL of the permit; was opposition. Planning Commission voted 6-0 to APPROVE the permit.)

Today's action is adoption of a RESOLUTION granting the appeal and denying the permit, or denying the appeal and granting the permit with appropriate findings to support Council action.

NOTE: The Environmental Quality Division has stated this project is exempt from CEQA review.

COUNCIL ACTION:

(Tape location: 078 - 096.)

Continued to February 12, 1980, 4:00 p.m. Time Certain.

Hearing began 4:20 p.m. and halted 4:38 p.m.

Mayor Wilson entered 4:37 p.m.

MOTION BY MITCHELL TO CONTINUE ITEMS 338 AND 339 TO FEBRUARY 12, 1980, 4:00

P.M. TIME CERTAIN, TO ALLOW TIME FOR PLANNING DEPARTMENT TO COMPLETE VACANCY

SURVEY. Second by Killea. Passed by the following vote: Mitchell-yea.

Cleator-not present. Lowery-not present. Williams-yea. Schnaubelt-nay.

Gotch-yea. Stirling-not present. Killea-yea. Mayor Wilson-yea.

Jan-15-1980 ITEM-339:

FILE:

PERM CCP-18

DESCRIPTION:

(R-80-) APPEAL of BILL DAVID VIVIAN from the decision of the PLANNING COMMISSION in APPROVING CONDOMINIUM CONVERSION PERMIT CCP-18, which proposes

the conversion of existing apartment units (GENESEE GARDEN VILLAS) to condominiums. The subject property is located on the north and south sides of Hummingbird Lane and Nightingale Way between I-805 and Meadowlark Drive, in the R-4 ZONE and within the boundaries of the Serra Mesa Community Plan, and is more particularly described as LOTS 1 through 49, and a portion of PARCEL

B, GENESEE GARDENS, MAP-5322. (DISTRICT-5.) (CCP-18) (Planning Department recommended APPROVAL of the permit; was opposition. Planning Commission voted 5-0 to APPROVE the permit.)

Today's action is adoption of a RESOLUTION granting the appeal and denying the permit, or denying the appeal and granting the permit with appropriate findings to support Council action.

NOTE: The Environmental Quality Division has stated this project is exempt from CEQA review.

COUNCIL ACTION:

(Tape location: 078 - 096.)

Continued to February 12, 1980, 4:00 p.m. Time Certain.

Hearing began 4:20 p.m. and halted 4:38 p.m.

Testimony on continuance by Bill Vivian.

Mayor Wilson entered 4:37 p.m.

MOTION BY MITCHELL TO CONTINUE ITEMS 338 AND 339 TO FEBRUARY 12, 1980, TO

ALLOW TIME FOR PLANNING DEPARTMENT TO COMPLETE VACANCY SURVEY.

Second by

Killea. Passed by the following vote: Mitchell-yea. Cleator-not present.

Lowery-not present. Williams-yea. Schnaubelt-nay. Gotch-yea. Stirling-not present. Killea-yea. Mayor Wilson-yea.

Jan-15-1980 * ITEM-S500:

FILE:

MEET

DESCRIPTION:

(R-80-1157) REJECTING ALL BIDS received November 16, 1979 for the IMPROVEMENT OF FIFTH AVENUE BETWEEN "E" AND "F" STREETS AND BETWEEN "J" AND "K" STREETS

AND FIFTH AVENUE NORTH OF "E" STREET (GASLAMP QUARTER) and RESCINDING RESOLUTION R- 250387; authorizing the Purchasing Agent to READVERTISE FOR BIDS for the above improvements - Specifications Document A-00033; authorizing a contract with the lowest responsible and reliable bidder; authorizing the expenditure of \$936,300 from Industrial Development Fund 30248 for said project and related costs. (Centre City Community area. DISTRICT-8.)

COUNCIL ACTION:

(Tape location: 050.)

Adopted as Resolution R-250985.

MOTION BY KILLEA TO ADOPT. Second by Williams. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea.

Schnaubelt-

yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Jan-15-1980 ADJOURNMENT:

FILE: Minutes File

DESCRIPTION:

Meeting adjourned at 4:38 p.m. by Mayor Wilson.